

**Notice of Allowability**

Application No.

10/059,099

Examiner

Courtney D. Fields

Applicant(s)

TUORINIEMI ET AL.

Art Unit

2137

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 21 August 2006.
2. ☒ The allowed claim(s) is/are 1,3-12, 14-17, and 19-32.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |  |   |
|--|---|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)   | 5. <input type="checkbox"/> Notice of Informal Patent Application                     |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                       | 6. <input type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date _____ |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO/SB/08),<br>Paper No./Mail Date _____    | 7. <input type="checkbox"/> Examiner's Amendment/Comment                              |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance  |
|  | 9. <input type="checkbox"/> Other _____   |

### DETAILED ACTION

1. Claims 2,13, and 18 have been cancelled.
2. Claims 1,3,4-12,14-7, and 19-32 have been amended.
3. Claims 1,3-12,14-17, and 19-32 are pending.

### *Response to Arguments*

4. Applicant's arguments filed 21 August 2006 have been fully considered and they are persuasive.

### *Allowable Subject Matter*

5. Claims **1,3-12,14-17, and 19-32** are allowed.
6. The following is an examiner's statement of reasons for allowance: The present invention is directed toward a method and apparatus for personalizing content on a mobile phone, device, or terminal using a voucher-driven on-device content personalization module for personalizing the content based on information contained in a rights expression voucher that accompanies the content. Each independent claim identifies the uniquely distinct features **"a mobile device receiving content having a rights expression voucher attached thereto and personalizing the content based on information contained in the rights expression voucher that accompanies the content"**. The closest prior art, Kontio et al. (Pub No. 2005/0004875) discloses a method, system, and computer program product for enabling a wireless device in a mobile communication environment to obtain rights to protected content of a digital asset. The digital asset is downloaded to the wireless device from any one of a plurality of content servers or other wireless devices. The digital asset comprising a content ID,

content encrypted with a content key, and information on obtaining rights to the content being expressed in a voucher generated by a voucher server in the network. The user receives the content from the content server and later receives the content encryption key from the voucher server. The terminal does not receive the content having the content encryption key and the voucher attached thereto. However, either singularly or in combination, Kontio et al. fail to anticipate or render the claimed limitation a mobile device receiving content having a rights expression voucher attached thereto and personalizing the content based on information contained in the rights expression voucher that accompanies the content. The closest prior art, Wang (US Patent No. 6,885,748) discloses a method of protecting a digital work uses a format preserving encryption scheme to encrypt the digital work. This enables any native replay application or rendering application to transform an encrypted digital work into encrypted presentation data. The originator's digital content is protected in its original form by not being decrypted. However, either singularly or in combination, Wang fail to anticipate or render the claimed limitation a mobile device receiving content having a rights expression voucher attached thereto and personalizing the content based on information contained in the rights expression voucher that accompanies the content.

7. Therefore, **claims 1,8,12, and 17**, and the respective **dependent claims 3-7,9-12,14-16, and 19-32** are in condition for allowance.

### ***Conclusion***

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably

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accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Courtney D. Fields whose telephone number is 571-272-3871. The examiner can normally be reached on Mon - Thurs. 6:00 - 4:00 pm; off every Friday.


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Emmanuel Moise can be reached on 571-272-3865. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



cdf

October 24, 2006



**MATTHEW SMITHERS**  
**PRIMARY EXAMINER**  
*Art Unit 2137*